

HEARINGS
BEFORE THE
COMMITTEE ON UN-AMERICAN ACTIVITIES
HOUSE OF REPRESENTATIVES

Date June 26, 1958

EXECUTIVE TESTIMONY
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Un-American Activities
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EXECUTIVE SESSION - ~~CONFIDENTIAL~~ (U)

SHORT

COMMUNISM IN NEW JERSEY

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THURSDAY, JUNE 26, 1958

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House of Representatives,

Un-American Activities
Committee,

Washington, D. C.

The staff interrogation commenced at 10:25 a.m., in Room 226, Old House Office Building, Washington, D. C., Honorable Francis E. Walter, Chairman of the Committee, presiding.

Present: Representative Francis E. Walter, Clyde Doyle, and Gordon H. Scherer.

Also Present: Don Appel and Ray Collins, Investigators.

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Mr. Arens. Will you stand and be sworn, please.

Do you solemnly swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. Zick. I do.

TESTIMONY OF BERNARD ARTHUR ZICK, JR.,
OAKLAND, NEW JERSEY

Mr. Arens. Would you kindly identify yourself by name, residence, and occupation?

Mr. Zick. Bernard Arthur Zick, Jr.; 30 Lenand Lane, Oakland, New Jersey. I am the Supervisor of Electronic Technicians at Tung-Sol Electric, Inc.

Mr. Arens. Mr. Zick, you are appearing today in response to a subpoena which was served upon you by this committee?

Mr. Zick. Yes, sir.

Mr. Arens. You do not have counsel?

Mr. Zick. No.

Mr. Arens. You understand you have the privilege of counsel if you should like to have counsel with you, do you not?

Mr. Zick. Yes.

The Chairman. Tell me, where is this city that you come from?

Mr. Zick. It is a small town by Pompton Lakes, New Jersey. Did you ever hear of that?

The Chairman. Yes. I live at Easton.

Mr. Zick. Yes, it is in north Jersey.

Mr. Arens. Mr. Zick, I should like to come right to the point with you. Have you ever been a member of the Communist Party?

Mr. Zick. Yes, I have.

Mr. Arens. Would you kindly tell us --

Mr. Zick. May I ask a question?

Mr. Arens. Yes, sir.

Mr. Zick. Naturally I am curious on this. You asked me

about counsel.

Mr. Arens. Yes, sir.

Mr. Zick. I have come here to be perfectly frank with what I have to say. What does this mean if I come here perfectly frank?

Mr. Arens. It means we are very happy, Mr. Zick, if you will tell us everything you know as we proceed here. We are not out in any sense to try to hurt you, we are trying to get information. Mr. Collins, the investigator who has been working on this particular project, reported to the Committee sometime ago that he understood you had been in the Communist Party and were reluctant to talk to him. I think he had a telephone conversation with you, or someone had, and told us that if you were brought here with a subpoena we probably could get information. That is why you are here.

Mr. Zick. A question, please?

Mr. Arens. The question is, have you ever been a member of the Communist Party?

Mr. Zick. I am sorry, I have a question.

Mr. Arens. That was the information which Collins reported to us.

Mr. Zick. Which is not right.

Mr. Arens. Will you kindly tell us first of all, Mr. Zick --

Mr. Scherer. Wait a minute.

What is not right?

Mr. Arens. Collins had not personally talked to him, and Collins had reported to us he would not talk.

Mr. Zick. I would not talk?

Mr. Arens. Would you kindly tell us --

Mr. Zick. That is not so.

The Chairman. Let us go on.

Mr. Arens. Would you kindly tell us, Mr. Zick, where and when you joined the Communist Party?

Mr. Zick. Yes, sir. Well, I was from a broken home and I lived in the town of Hillside, New Jersey. I had come quite friendly with a couple in this town who I liked very much and I grew up with these people. I spent more time in their home than I spent at my own home. I went to work for years for these people because they had had a drug store. I ran errands, I worked behind the counter, et cetera, et cetera. I had a lot of respect for these people. They spoke to me about things and about this and about that and so forth. I grew up and it was just natural when I got old enough, why I went with them, see.

I joined the Party in 1947 and I was very active. I by then saw what was going on and I had to make up my own mind on this, and it was quite a time I had in making up my mind because when I saw what it was all about I said, "It is not for me." The people from Hillside were nice and quiet people and very kind and everything, and I said, "I don't know, it does not just fit." In spite of my obligations and the feeling of loyalty and friendship

to these people I made up my mind that this was not for me and I got out.

Mr. Arens. Could I ask you when, please, sir?

Mr. Zick. In 1950. I said, "This is it." They come around and said, "Why, why?" I said, "I don't know, it isn't for me."

Now I have not seen these people in that time. They have seen friends of mine and have said, Bernie, come over and see us, all is forgiven and so forth," but I just made a clean break and I wanted no part of these people.

Mr. Scherer: You mean these people who befriended you, you did not see since you got out?

Mr. Zick: No.

Mr. Doyle. When did you enter?

Mr. Zick. 1947.

Mr. Scherer. How old were you at that time?

Mr. Zick. I am now thirty-five, and I would be twenty-four at that time.

Mr. Arens. Would you kindly just tell us the details of your career in the Party, the highlights of it, whose cell you joined, who solicited you, who were the leaders of the cell, and the like? Just proceed at your own pace here, Mr. Zick.

Mr. Zick. Well, I have given all this testimony to FBI agents and I actually cannot remember the names, who so and what what. I can remember some names at the spur of the moment.

Mr. Arens. Would you tell us the principal names that do

come to your mind?

Mr. Zick. Well, there was a Robert Dickson, I know.

Mr. Scherer. What did he do?

Mr. Zick. He was a member of our cell at that time.

Mr. Scherer. What was his occupation? What did he do for a living?

Mr. Zick. He was a welder over at General Electric.

Mr. Arens. All right, sir, just proceed at your own pace. You appear to be a little tense and nervous and we do not want you to be because you are among friends. We are not trying to in any sense go after you as such. We just want the information.

Mr. Zick. I understand. I have a speech problem, see, and whenever I am roused up --

Mr. Arens. We appreciate that.

Mr. Zick. If I can start at the beginning.

Mr. Arens. That is what I wish you would do. Just give us a chronology of your career in the Party.

Mr. Zick. I joined the Party in Hillside with these friends of mine. Their names, by the way, were Jack and Rya Bornstein.

Mr. Arens. Spell Rya.

Mr. Zick. R-y-a.

Mr. Arens. They were in the Party themselves?

Mr. Zick. Yes, sir.

Mr. Arens. Did they sort of promote you into the Party?

Mr. Zick. Well, actually when I felt I was old enough to

join I asked them. That is exactly how it was.

Mr. Arens. I see.

Mr. Zick. Rya had talked to me for years on this thing, see.

Mr. Scherer. On the subject of Communism?

Mr. Zick. That is correct.

Mr. Scherer. How long had they been in the Party?

Mr. Zick. I do not know, but as long as I can remember I imagine.

Mr. Scherer. What business were they in?

Mr. Zick. They were both druggists and pharmacists.

Mr. Scherer. You said what were their names?

Mr. Zick. Jack and Rya Bernstein.

Mr. Doyle. Did they operate a book department in the drug store, books and magazines?

Mr. Zick. What type of books and magazines?

Mr. Doyle. Any books.

Mr. Zick. Yes.

Mr. Doyle. Did they sell any Communist literature, distribute it from their store?

Mr. Zick. That I could not say.

Mr. Arens. Could you give us the address of the Bernsteins as you go along here now, of the Bernsteins and the addresses of other people?

Mr. Zick. I shall try. Their business is on Liberty Avenue

in Hillside; what number, I cannot remember.

Mr. Arens. Before we leave the Bernsteins, and I do not want to disrupt the theme of your dissertation here, were they in the Party when you left in 1950?

Mr. Zick. Oh, yes.

Mr. Arens. All right, sir, go ahead and tell us about the next people that you know and a word about them and then go to the next ones.

Mr. Zick. All right. After I joined I was told I would be assigned to a club. For a short time I was in what was known as a Professional Club. That was a club that Jack and Rya were in and other people whose names right now I could not remember. Then I was told I should see -- What was that colored fellow's name that lived in the project? Elwood Dean. He would assign me to the club. So we had formed the club then known as the G.E. Club. As I said, it was Richard -- what did I say his name was? Richard Dixon?

Mr. Collins. Robert. I think you said Robert.

Mr. Zick. I know it was Dixon. I cannot remember whether it was Richard or not. I think it was Richard Dixon. And myself and many other people.

Mr. Arens. Could I ask you a few names perhaps that would refresh your recollection?

Mr. Zick. All right.

Mr. Arens. Did you know a man by the name of Lou Malinow,

know him as a Communist?

Mr. Zick. Yes, I do.

Mr. Arens. What cell was he in and over what period of time did you know him as a comrade?

Mr. Zick. Well, he was not in the cell but was one of the executives of the Party.

Mr. Arens. Where was he located?

Mr. Zick. At the state headquarters.

Mr. Arens. We have got considerable testimony on him so I will not try to rehash it with you.

Did you know Kitty Heck as a comrade?

Mr. Zick. Yes.

Mr. Arens. Could you tell us a word about the segment of the operation in which she was active?

Mr. Zick. She was somewhat of an educational director if I remember right because she would come up to our club and talk. She was around a lot, so I imagine that is what she was.

Mr. Arens. How late did you know her as a comrade? Up to the time you quit the Party?

Mr. Zick. Yes.

Mr. Arens. Jesse Scott Campbell.

Mr. Zick. I have heard of her but that is all.

Mr. Arens. Tom Leavy.

Mr. Zick. That sounds familiar but I did not know him personally.

Mr. Arens. Joe Alfone.

Mr. Zick. Yes, I know Joe.

Mr. Arens. What was the nature of your acquaintance with Joe Alfone?

Mr. Zick. He was not in our club I don't think but I met him on many occasions here and there on trips that we took and so forth.

Mr. Arens. Did you ever serve with him in a closed Party meeting?

Mr. Zick. Well, I knew he was in the Party so I must have.

Mr. Arens. You have no present momentary recollection?

Mr. Zick. He was in the Party.

Mr. Arens. Did you know Tom Leavy's wife Dorothy as a comrade?

Mr. Zick. If I saw her I might know her, but by this name I don't.

Mr. Arens. Dennis James.

Mr. Zick. No. That is the radio announcer, is it not?

Mr. Arens. No. It may be the same name but it is not the same person.

Eddy Taylor.

Mr. Zick. That name sounds familiar.

Mr. Arens. But you do not have a momentary recollection, is that right?

Mr. Zick. Yes.

Mr. Arens. Dr. Leonard Tushnet.

Mr. Zick. No.

Mr. Arens. Evelyn Goldberg. Middle name is Skoloff.

Mr. Zick. No.

Mr. Arens. Mary Adams Taylor.

Mr. Zick. I have heard of her.

Mr. Arens. Do you recall ever serving in a Party meeting with her?

Mr. Zick. No.

Mr. Arens. Manny Cantor.

Mr. Zick. No.

Mr. Arens. John Foreman.

Mr. Zick. John Foreman; now that name is very familiar to me.

Mr. Arens. John Karakos.

Mr. Zick. That one is familiar also but I just cannot place him.

Mr. Arens. Let me ask you, Mr. Zick -- this is of course the first time we have seen each other -- is there any way you feel you might be able to refresh your recollection from perhaps a few days of meditation or reference to notes you may have taken or anything of that kind?

Mr. Zick. I have no notes but I can tell you that the members of the FBI who I have spoken to, they were quite thorough in the job of interrogating me.

Mr. Arens. Frankly, that is how we happen to be in touch with you. We had a suggestion along that line, and also a suggestion that you would be very reluctant to talk.

Mr. Zick. Is that right? From whom?

Mr. Arens. Mr. Zick, are there any other persons whom you knew as Communists during your career in the Party other than the Bernsteins and those people concerning whom I have just asked you about that come to your mind?

Mr. Zick. Many, but golly I would have to remember them.
Sylvia Cohen.

Well, I had recruited my good brother, John Zick.

Mr. Arens. He is in now, is he not?

Mr. Zick. I have not spoken to him about this since I have been out. I have no idea.

Mr. Arens. All right, sir. Can you think of some others?

I would like to come back to the Bernsteins a minute. Your voice was a little low at the time you were talking about them. I was not quite certain you lived with them or they reared you or what the relationship was there.

Mr. Zick. I was quite close to them in childhood, very friendly with them.

Mr. Arens. Did you live in the same place?

The Chairman. Let us go into something else. He has gone into this fully.

Mr. Arens. That is all, we have nothing else to ask you

about. I wanted to find out something else about the Bernsteins.

The Chairman. Drug store, friendly, neighbors, spent a lot of time there, worked in the store, waited on the counter, jerked soda.

Mr. Arens. Were you friendly with them?

The Chairman. That is what he has already testified.

Mr. Arens. The reason I was inquiring along this line was whether you would be in a position to identify them in a public session, whether or not there was a family relationship or an intimate relationship which would preclude you from desiring to identify them.

The Chairman. In a public session you can call them and say it has been testified to that so and so, and tell them what it was. So don't bother calling him.

Mr. Arens. The thing they say then, Who did it?

Mr. Zick. These people were extremely active in the Party.

Mr. Arens. Do you recall any post they held in the Party?

Mr. Zick. No, I do not know of any official post that they held.

The Chairman. You say they were extremely active. Did you ever attend meetings with them?

Mr. Zick. Yes, sir.

The Chairman. Did they take an active part in the meetings?

Mr. Zick. Yes.

The Chairman. And a directional position of conducting meet-

ings, pointing the way, laying down the line?

Mr. Zick. I can tell you that as far as my experience is concerned they pointed the way to me.

The Chairman. Were the meetings largely attended? How many people attended?

Mr. Zick. This was a club. I suppose there were about five people there.

The Chairman. Where was it held?

Mr. Zick. At someone's house.

Mr. Arens. Getting back to the Bernsteins, their age, do you have an estimate on that?

Mr. Zick. I would say Jack is now about fifty or so and Rya is about the same, I would think.

Mr. Arens. They appeared to be in good health the last time you saw them?

Mr. Zick. Yes.

Mr. Arens. Are there any others that you can think of now before we suspend here on your own interrogation? Everyone you have named we have already got named by a lay witness except the Bernsteins.

Mr. Zick. Is that right?

Mr. Arens. Yes, sir.

Mr. Zick. Well, everyone else I have known I am sure that you have stories on because my memory was refreshed very adequately by the FBI boys.

Mr. Arens. We have asked you everybody we know that has been up there. Would you do this: If you think of any names and circumstances in connection with those people that we have not asked you about, if you will drop us a line? We would appreciate it.

Mr. Zick. I will.

The Chairman. What was the object of the meetings? Why were they being held?

Mr. Zick. We had all kinds of goals, they would change from time to time. There were strikes that were taking place.

The Chairman. You are not listening to the most important part of the testimony. This naming names does not mean a thing. That is a thing the Supreme Court has frowned on, that is the thing the majority of the American people have frowned on.

Now he is telling us what happened, how these groups were organized for the purpose of participating in strikes. Then we get to something that is material and relevant to the purpose of the direction of this committee.

What did you do when there was a strike?

Mr. Zick. Well, we would talk about what line we would take at a strike meeting, say what we would say at this meeting to -- they always told us that it takes a person to stand up on his feet and talk and to present the facts, and the people will then follow you, see. That is what they said.

The Chairman. Then the strike was actually being guided and

directed by this group of Communists?

Mr. Zick. That was their desire, if they could. Many times it did not work out in that manner, of course.

Mr. Doyle. In other words, they were members of the union?

Mr. Zick. Yes.

Mr. Doyle. So these Communists were agreeing in their Communist meetings as to what they would do as members of the union with reference to the strike, is that correct?

Mr. Zick. Yes.

Mr. Doyle. Were most members of the Communist cell members of the union?

Mr. Zick. In the club I was in, I was the only member in the cell. We had members from G.E. -- Bob Dixon -- a member from G.E. and a couple of people from various other shops.

The Chairman. Do you remember them? Do you remember who they were?

Mr. Zick. If I only could. Art Cohen.

The Chairman. So these people working in various industries were all members of labor unions, were all members of the same Party cell, were being given instructions as to what as Communists to do in a labor activity, is that it?

Mr. Zick. That is correct.

Mr. Doyle. Was Jim Moore in that group, do you remember, Mr. Zick?

Mr. Zick. Was Jim a colored boy?

Mr. Doyle. No, he was the U.E. official.

Mrs. Zick. I recall that name.

Mr. Zick. Now some names come back to me. Dominick Sando Gigliavano. Bill Santoro was a U.E. organizer. Those are the ones who come to my mind as I was talking.

Mr. Doyle. May I inquire one little question. Did you in your Communist cell discuss or determine as far as you were concerned as Communists who would be the officers of the union? In other words, did you plan in your Communist cell anything in connection with the election of union officers?

Mr. Zick. I am sure if it were a big enough group that would be done.

Mr. Doyle. What big enough group do you refer to?

Mr. Zick. If you had a club or a cell with many people in it from the same union and some were on the Executive Board and so forth, I am sure that they would push someone.

Mr. Doyle. Why were you sure? Were they pushed by a person because they were a Communist on the Executive Board?

Mr. Zick. That is right.

Mr. Doyle. You mean they tried to get Communists in control of the union?

Mr. Zick. Yes.

Mr. Arens. That was U.E., was it not, Mr. Zick?

Mr. Zick. Yes.

Mr. Arens. Our man in the Party now has covered that pretty

The Chairman. Do you solemnly swear that the testimony you are about to give before this Subcommittee of the Committee on House Un-American Activities of the United States Congress will be the truth, the whole truth, and nothing but the truth, so help you God?

Miss Heck. I do.

TESTIMONY OF MISS KATE HECK,
55 HOMESTEAD PARK, NEWARK, NEW JERSEY.
ACCOMPANIED BY HER COUNSEL, JOSEPH
FORER, 711 14TH STREET, NW., WASHINGTON, D.C.

Mr. Arens. Kindly identify yourself by name, residence and occupation.

Miss Heck. My name is Kate Heck. I live at 55 Homestead Park, in Newark, and I am an office worker, a clerical worker.

The Chairman. Where is Homestead Park?

Miss Heck. Do you know Newark?

The Chairman. Yes.

Miss Heck. The Colton Hill area.

Mr. Arens. You are appearing today, Miss Heck, in response to a subpoena which was served upon you by this committee?

Miss Heck. Yes.

Mr. Arens. And you are represented by Counsel?

Miss Heck. I am.

Mr. Arens. Counsel, please identify yourself on this record.

Mr. Forer. Joseph Forer, 711 Fourteenth Street, Northwest, Washington, D. C.

well in Executive Session.

The Chairman. Is there anything further?

Mr. Arens. We have no further questions except to express the request if Mr. Zick thinks of other facts, circumstances, or people that were in the Party other than those that we asked him about we would be obliged if he would drop us a line.

The Chairman. Thank you very much, Mr. Zick.

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Mr. Arens. Tell us where you were born, please.

Miss Heck. In Newark.

Mr. Arens. Give us just a thumbnail sketch of your education, please.

Miss Heck. I attended public schools in New York, the Walker Avenue School and at the South Side High School in Newark. I have taken technical courses like typing and several college courses.

Mr. Arens. What colleges have you attended?

Miss Heck. I attended the extensions of New York University which were then in Newark.

Mr. Arens. When was that, please?

Miss Heck. The early 30's, I would say.

Mr. Arens. Did you complete your formal education with the extension courses?

Miss Heck. Yes, I would say so.

Mr. Arens. Now will you kindly tell us the principal employments you have had since you completed your formal education?

(The witness conferred with her counsel)

Miss Heck. I am going to refuse to answer that and I am going to refuse to answer it on the grounds that I do not understand the pertinency of the question or this whole inquiry and I believe this committee's authority is invalid under the First Amendment, and it does not have the right to subpoena people

and also on the basis of my privilege under the Fifth Amendment not to be a witness against myself.

Mr. Arens. Are you right now a member of the Communist Party, today?

Miss Heck. I am going to refuse to answer that for the reasons that I gave before.

Mr. Arens. How long have you been employed at your present employment?

Miss Heck. About six months.

Mr. Arens. Is it just office work for a private commercial firm?

Miss Heck. That is right.

Mr. Arens. What was your employment immediately prior to your present employment?

(The witness conferred with her counsel)

Miss Heck. I worked for a manpower agency which were just day, incidental, jobs.

Mr. Arens. Was that a Federal agency?

Miss Heck. No, sir; it is a private commercial firm.

Mr. Arens. What period of time were you employed there?

Miss Heck. For about three months on day jobs.

Mr. Arens. Day typing jobs?

Miss Heck. Yes.

Mr. Arens. When did that employment terminate?

Miss Heck. In December of 1957..

Mr. Arens. Did you immediately thereafter resume your present employment?

What was your employment prior to the manpower agency employment?

Miss Heck. I worked for a firm in Boston.

Mr. Arens. Over what period of time, please?

Miss Heck. I am going to have to try to remember this.

Mr. Arens. Your best recollection.

Miss Heck. My best recollection is that I left there the end of May of last year, which was 1957, and I had worked there for about a year or possibly a year and a half. I think it was probably closer to a year and a half.

Mr. Arens. What was the nature of the work?

Miss Heck. An office job.

Mr. Arens. Can you tell us the name of the firm?

Miss Heck. Tremount Automatic Sales.

Mr. Arens. What was the nature of their work?

Miss Heck. They sold juke boxes and music machines.

Mr. Arens. What was the principal employment you had previous to that?

Miss Heck. I am going to refuse to answer that for the reasons I previously gave.

Mr. Arens. Is there any employment you have had since you terminated your formal education in this correspondence extension courses and the employment with the juke box company concerning

which you can tell us without revealing information which might be used against you in a criminal proceeding?

(The witness conferred with her counsel)

The Chairman. In your opinion.

Miss Heck. Yes.

Mr. Arens. Would you tell us about that employment?

Miss Heck. Right after I got out of school I worked for a social service agency. It was then called the Jewish Child Guidance Bureau.

Mr. Arens. Where was that?

Miss Heck. In Newark.

Mr. Arens. In what capacity were you employed?

Miss Heck. An office worker.

Mr. Arens. Would you give us the name of the organization?

Miss Heck. The Jewish Child Guidance Bureau.

Mr. Arens. Was that a city agency or a public agency?

Miss Heck. A private agency.

Mr. Arens. Over what period of time were you employed there?

Miss Heck. I left there in 1941 and I had worked there for about seven or eight years, as well as I can remember.

Mr. Arens. Kindly tell us the next employment?

Miss Heck. I worked for the United Electrical and Radio Machine Workers of America.

Mr. Arens. In what capacity?

Miss Heck. As an office worker.

Mr. Arens. Who was your immediate supervisor?

Miss Heck. James McLeish.

Mr. Arens. What was his title or position?

Miss Heck. He was the President of the District Council.

Mr. Arens. Of UE?

Miss Heck. That is right.

Mr. Arens. How long were you employed there?

Miss Heck. About eight years.

Mr. Arens. Did you maintain the same position at the end of the eight years as you had when you started as an office worker or did you change positions?

Miss Heck. No, I remained an office worker.

Mr. Arens. And your next employment then?

(Witness conferred with her counsel)

Miss Heck. Then I worked for a small concern for a short period of time. I find it hard to remember their name. It was a small engineer firm.

Mr. Arens. And the date, please, Ma'am?

Miss Heck. I guess that was for several months in 1950.

Mr. Arens. How long after you terminated your employment with UE did you begin your employment with this small firm?

Miss Heck. I think it was about seven months.

Mr. Arens. Did you have any employment during that seven months?

Miss Heck. No, I did not.

Miss Heck. Then I worked in Newark for the Newark office of Bonds for Israel.

Mr. Arens. When did that employment begin?

Miss Heck. In June of 1951.

Mr. Arens. How long did you work there?

Miss Heck. Until about August.

Mr. Arens. Of 1951?

Miss Heck. That is right.

Mr. Arens. Who was your employer?

Miss Heck. I don't remember the man's name now.

Mr. Arens. In what capacity were you employed there?

Miss Heck. I was an office worker.

Mr. Arens. What is your next employment?

Miss Heck. I am going to refuse to answer that question for the reasons previously stated.

Mr. Arens. You are now in about 1951 in your chronology. I am going to ask you to tell if there is any employment since the time you completed your formal education until 1951 that you are not going to tell us about. My recollection is that we have had a continuous employment.

Miss Heck. As far as I can remember.

Mr. Arens. Are you beginning to testify now about 1951?

Miss Heck. About August of 1951.

Mr. Arens. How long did the period endure concerning which you are declining to testify?

(The witness conferred with her counsel)

Miss Heck. It was somewhere toward the end of 1955.

Mr. Arens. We will say the fall of 1955.

The Chairman. Why not put it direct, "during that period were you employed by the Communist Party." Is that what you are intimating?

Mr. Arens. Not directly, Mr. Chairman. It is our information that during a considerable period of this lady's life she has been in the Communist Party underground..

The Chairman. Then ask her directly.

Mr. Arens. Were you from the period of August of 1951 until the fall of 1955 in the Communist Party underground?

Miss Heck.. I am going to refuse that question for the reasons I gave before.

Mr. Arens. Now, Ma'am, has there been any employment since the fall of 1955 until the present concerning which you are not going to tell us about because you feel that you might be giving information which can be used against you in a criminal proceeding?

Miss Heck. I have given you all my places... of employment from the fall of 1955 up to the present time.

Mr. Arens. Is there anything in there about which you are not going to testify? I want to be certain we understand each other.

Mr. Chairman, for present purposes we have no further ques-

tions of this witness. It is respectfully suggested on this record now that this witness be continued to appear and be ordered under subpoena until July 15 at which time she will be ordered to appear at the Federal Court House in Newark at 10 o'clock in the morning.

The Chairman. I am wondering whether you can do that under the law.

Mr. Forer. In view of the fact that Miss Heck is here, can't you ask whatever questions you want to ask and get it over with, instead of making her come to another hearing?

Mr. Arens. It is not our intention to do that.

Mr. Forer. I would like to note a protest on the record. It seems to me if the purpose is to obtain information for legislative purposes, you have every opportunity to do so now.

Mr. Arens. We desire to conduct further inquiry from other sources between now and July 15.

Mr. Chairman. From what I understand of the situation, the Counsel can not proceed because he was under the impression that some answers would be different, and this is the case of actually pleading surprise, so I think it is entirely reasonable.

However, I do not think we can continue here under the subpoena to appear anywhere else but here. You are continued under the subpoena and will be notified where to appear if that course is followed.

Mr. Arens. May I ask counsel in order to avoid the necessity

of another subpoena will you agree on this record, will you agree to produce Miss Heck on July 15 at 10 o'clock?

Mr. Forer. The only problem I have is, at this hearing of July 15, scheduled for Newark, I do not know if Miss Heck will represent me in Newark. If it were in Washington, I would be happy to acquiesce, but as I say, I just agreed to represent Miss Heck for this hearing here.

The Chairman. The witness is excused from further testimony today and is instructed to appear at the Newark hearing on the 15th day of July at 10 o'clock at the Federal Court Building in Newark, New Jersey.

(Witness excused)

Mr. Arens. Mrs. Leavy.

The Chairman. Do you solemnly swear that the testimony you are about to give before this Subcommittee of the Committee on House Un-American Activities of the United States Congress will be the truth, the whole truth and nothing but the truth, so help you God?

Mrs. Leavy. I do.

TESTIMONY OF MRS. DOROTHY LEAVY,
69-7th AVENUE, ATLANTIC HIGHLANDS,
ACCOMPANIED BY HER COUNSEL, JOSEPH
FORER, WASHINGTON, D. C.

Mr. Arens. Please identify yourself by name, residence and occupation.

Mrs. Leavy. My name is Dorothy Leavy. I live at 68-7th

Avenue in Atlantic Highlands, and I am a stenographer.

Mr. Arens. In response to a subpoena which was served upon you by the Committee on Un-American Activities, you are appearing here today, are you not?

Mrs. Leavy. Yes.

Mr. Arens. And you are represented by Counsel?

Mrs. Leavy. Yes.

Mr. Arens. Will Counsel kindly identify himself?

Mr. Forer. Joseph Forer, Washington, D. C.

Mr. Arens. Will you kindly tell us what your maiden name was?

Mrs. Leavy. Frost.

Mr. Arens. Where are you employed?

Mrs. Leavy. Guinn Law Books.

Mr. Arens. In Newark, New Jersey?

Mrs. Leavy. Yes.

Mr. Arens. In what capacity?

Mrs. Leavy. As a stenographer.

Mr. Arens. Over what period of time have you been so employed?

Mrs. Leavy. A little over three years.

Mr. Arens. What was your employment immediately prior to your employment at that firm?

Mrs. Leavy. I was working for a plastics firm in Newark as a secretary to the engineer there, Thomas Manufacturing Company

is the name of the company.

Mr. Arens. In what capacity?

Mrs. Leavy. As a secretary, and stenographer.

Mr. Arens. Over what period of time?

Mrs. Leavy. It was less than a year that I worked there. I went immediately from that job to the present job and it was something under a year. I don't remember exactly.

Mr. Arens. Where were you born?

Mrs. Leavy. Patterson, New Jersey.

Mr. Arens. Just give us a word about your formal education?

Mrs. Leavy. I completed high school and I went to Cooper Union Arts School for a little less than a year.

Mr. Arens. When did you conclude your art training at the art school?

Mrs. Leavy. It was in the spring of 1936. I graduated from high school in 1935.

Mr. Arens. Give us the principal employments you have had since 1936.

Mrs. Leavy. I have worked as a clerk in the Prudential Insurance Company. That was my first job and I worked there over five years. From there I went to Eastern Aircraft and I worked as a salvage inspector there for around three years and since that time I have worked in factories a few times and as a clerk and later as a stenographer, and I also worked in a

cleaning and dying store for a little under a year. I worked there as managing the store.

Mr. Arens. Would you give us your street address?

Mrs. Leavy. 68 Seventh Avenue.

Mr. Arens. How long have you lived there?

Mrs. Leavy. Since the first of September.

Mr. Arens. Where did you live immediately prior to the first of September ?

Mrs. Leavy. 319 Main Street, East Orange.

Mr. Arens. How long did you live there?

Mrs. Leavy. That was around five years. I am trying to remember the exact date.

Mr. Arens. That is not necessary, just an approximation. Where did you live prior to that time?

Mrs. Leavy. 218 Main Street in East Orange, New Jersey.

Mr. Arens. Mrs. Leavy, are you now a member of the Communist Party?

(The witness conferred with his counsel)

Mrs. Leavy. I refuse to answer on the basis of my privilege under the Fifth Amendment not to be a witness against myself. I also feel that this applies to my rights under the First amendment.

Mr. Arens. For the purpose of identification, are you the wife of Thomas Leavy?

Mrs. Leavy. Yes, sir.

Mr. Arens. We have no further questions of this witness at this time, Mr. Chairman. I respectfully suggest that this witness be ordered on this record that her subpoena be continued until July 15 at which time she is to appear at the United States Court House in Newark.

Mr. Forer. I would like to make the same objection, Mr. Chairman, that I made in the case of the preceding witness. I think that the objection is even more clearly substantiated here. If Counsel wants to ask Mrs. Leavy any questions while she is here now, I think he should do so.

The Chairman. I can not pass on the validity, as you well know, of your objection; but the witness is excused from testifying at this meeting and is instructed to appear at the Newark hearing on July 15, at 10 o'clock in the morning at the Federal Court House.

(Witness excused)

Mr. Arens. The next witness is Thomas Leavy.

The Chairman. Do you solemnly swear that the testimony you are about to give before this Subcommittee of the Committee on House Un-American Activities of the United States Congress will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. Leavy. I do.

Mr. Arens. Would you please identify yourself by name, residence and occupation.

TESTIMONY OF THOMAS LEAVY,
68 SEVENTH AVENUE, ATLANTIC HIGHLANDS,
ACCOMPANIED BY HIS COUNSEL, JOSEPH
FORER, WASHINGTON, D. C.

Mr. Leavy. Thomas Leavy, 68 Seventh Avenue, Atlantic Highlands, New Jersey. Westinghouse Hillside is where I am employed.

Mr. Arens. What is Westinghouse Hillside?

Mr. Leavy. It is a warehouse for manufacturing.

Mr. Arens. You are appearing today in response to a subpoena served upon you by the House Committee on Un-American Activities?

Mr. Leavy. Yes, I am.

Mr. Arens. Are you represented by counsel?

Mr. Leavy. Yes.

Mr. Arens. Counsel, will you kindly identify yourself,

Mr. Forer. Joseph Forer, Washington, D. C.

Mr. Arens. How long have you been Employed at the Westinghouse Hillside?

Mr. Leavy. Going on 11 years.

Mr. Arens. Do you belong to a trade union in your work?

Mr. Leavy. I belong to the IBEW. It is a union shop.

Mr. Arens. How long have you been a member of the union?

Mr. Leavy. Since my starting to work.

Mr. Arens. Give us that date again, please, sir.

Mr. Leavy. I started February, I think, 1948.

Mr. Arens. Have you belonged to any other trade union prior to your affiliation with IBEW?

Mr. Leavy. I belonged to an independent trade union. I forget the exact name in the Union Carbide Corporation, Knoxville Division.

Mr. Arens. What other one have you belonged to?

Mr. Leavy. I belong to the UE.

Mr. Arens. When did you belong to the UE?

Mr. Leavy. Approximately 1942 to 1945.

Mr. Arens. Have you ever held an office or post in UE?

Mr. Leavy. I was a member of the Executive Board.

Mr. Arens. Any other office or post in UE?

Mr. Leavy. That is the only officer post.

Mr. Arens. How long were you on the executive board of UE?

Mr. Leavy. I would say about a year and a half or two years and then the plant closed down.

Mr. Arens. Was that a local?

Mr. Leavy. Yes, it was a local. It has since become extinct.

Mr. Arens. Have you held any office or post in IBEW?

Mr. Leavy. No.

Mr. Arens. Are you now a member of the Communist Party?

Mr. Leavy. Mr. Chairman, I do not see why I am asked that question. It is my understanding that the right of words of the First Amendment precludes the asking of such a question,

and I don't think it is pertinent to the frame of the legislation. I just looked at this Public Law 601 which authorizes your committee and I see nothing that pertains to asking that question.

Further, I believe that under the Fifth Amendment I have a right not to answer. Therefore, I refuse to answer on the basis of my privileges of the Fifth Amendment.

Mr. Arens. Where did you work prior to this employment which you presently have where you were in the UE?

Mr. Leavy. I was unemployed for a few months. Prior to that, I worked for Union Carbide.

Mr. Arens. How long did you work at Union Carbide?

Mr. Leavy. About a year and a half.

Mr. Arens. Have you ever filed an affidavit under the Taft-Hartley Act?

(The witness conferred with his counsel)

Mr. Leavy. I haven't.

Mr. Arens. Where did you work prior to the time that you worked at Union Carbide?

Mr. Leavy. I had a brief period of unemployment and I worked in Eastern Aircraft Division of General Motors.

Mr. Arens. For what period of time?

Mr. Leavy. From 1942 to 1945.

Mr. Arens. Was that when they were engaged in war contracts?

Mr. Leavy. It was a defense plant.

Mr. Arens. I have no further questions of this witness at this time, Mr. Chairman, and suggest the same procedure with reference further appearance be applicable.

Mr. Doyle. Were you ever an employee of the local union?

You said you were a member of the Executive Board. Were you ever a business agent for it or in any such employed position?

Mr. Leavy. I never was.

If I am to be called again to Washington, I am at a very unusual expense and trouble for me, where I work, and that I think it was unnecessary to do this.

Mr. Forer. I would like to note the objection to recall, as I made for previous witnesses.

The Chairman. Let the record show that Mr. Forer objects to the witness being recalled.

You are excused from this hearing and you are directed to appear at 10 o'clock on July 15, at the Federal Building in Newark, New Jersey.

Mr. Arens. The next witness is Joseph Alfone.

The Chairman. Do you solemnly swear that the testimony you are about to give before this Subcommittee of the Committee on Un-American Activities of the United States Congress will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. Alfone. I do.

Mr. Arens. Please identify yourself by name, residence and occupation.

TESTIMONY OF JOSEPH ALFONE,
7 BEACHWOOD DRIVE, SUCCASUNNA,
NEW JERSEY, ACCOMPANIED BY HIS
COUNSEL, DAVID REIN, 6711 14TH
STREET, N.W., WASHINGTON, D. C.

Mr. Alfone. Joseph Alfone. I live at 7 Beachwood Drive, Succasunna, New Jersey. I am employed in the Quality Control Department as a quality control analyst, analyzing the product which my company makes.

Mr. Arens. How long have you been employed there?

Mr. Alfone. Two years and three months.

Mr. Arens. You are appearing today in response to a subpoena which was served upon you by the House Committee on Un-American Activities?

Mr. Alfone. I am.

Mr. Arens. And you are represented by Counsel?

Mr. Alfone. I am.

Mr. Arens. Counsel, will you kindly identify yourself.

Mr. Rein. David Rein, 6711 Fourteenth Street, Washington, D. C.

Mr. Arens. What was your employment immediately prior to your present employment?

Mr. Alfone. I subleased a parking lot which I ran and operated myself. The name of the place is Star Parking Lot in Newark.

Mr. Arens. Over what period of time did you operate the parking lot?

Mr. Alfone. Full time approximately a year and then I had a part time job for a period of about three or four years prior to that so all together approximately four or five years and a year full time.

Mr. Arens. Where and when were you born?

Mr. Alfone. Newark, New Jersey, July 27, 1926.

Mr. Arens. Have you always been known by the name Joseph Alphone?

Mr. Alfone. That is right.

Mr. Arens. Give us just a word, please, about your education.

Mr. Alfone. I went to grammar school in Newark. I went to high school in Newark and I have -- that is all my formal education. I have taken a course or two at night.

Mr. Arens. Give us just a few of the preceding employments that preceded your parking lot work.

Mr. Alfone. Prior to the parking lot I worked for the Radiant Lamp Corporation.

Mr. Arens. In what capacity?

Mr. Alfone. As an inspector.

Mr. Arens. That is a Newark firm?

Mr. Alfone. That is right.

Mr. Arens. How long were you employed there?

Mr. Alfone. Approximately eight years.

Mr. Arens. What do they make?

Mr. Alfone. They make lamps.

Mr. Arens. What was your employment prior to that employment?

Mr. Alfone. I worked for Thomas A. Edison in Kearney, New Jersey. I worked there twice. Actually before I went into the service and after I went into the service I worked there.

Mr. Arens. Mr. Alfone, are you now a member of the Communist Party?

Mr. Alfone. I invoke the privilege of the Fifth Amendment with respect to testifying against myself.

Mr. Arens. Do you belong to a trade union?

Mr. Alfone. No, I do not.

Mr. Arens. Have you ever belonged to a trade union?

Mr. Alfone. Yes, for a short period.

Mr. Arens. Have you ever held an office in a trade union?

Mr. Alfone. No.

Mr. Arens. What trade union were you in?

Mr. Alfone. That was the United Auto Workers.

Mr. Arens. Where was that?

(The witness conferred with his counsel)

Mr. Alfone. That was at my present place of employment.

Mr. Arens. Will you tell us how you happen to belong to the Auto Workers at your present place of employment?

Mr. Alfone. That is the duly authorized representative that represents the shop.

Mr. Arens. Have you ever lived in the Stephen Crane Village?

Mr. Alfone. I lived there for a total of, I think, approximately four years up to about three years ago.

Mr. Arens. How did you happen to move from the Stephen Crane Village?

Mr. Alfone. Well, I had the opportunity of moving into an apartment.

Mr. Arens. Were you ever served with an eviction notice?

Mr. Alfone. No.

Mr. Arens. Is the Stephen Crane Village a public village operated by the City or the State?

Mr. Alfone. Yes, I think it is operated by the City now.

Mr. Arens. And for whom is it operated?

Mr. Alfone. The city of Newark.

Mr. Arens. I mean for what purpose?

Mr. Alfone. It is a low rent housing development, or something of that nature.

Mr. Arens. We have no further questions at this time of this witness, Mr. Chairman. I respectfully suggest that the same procedure be applicable to him as the others.

The
Chairman. You are excused from further attendance under this subpoena and you are requested to appear on the 15th of July at 10 o'clock in the Federal Building in Newark.

(Whereupon, at 10:55 a.m. the committee proceeded to the consideration of other business.)